

**City of Hurst
City Council Minutes
Tuesday, December 13, 2016**

On the 13th day of December 2016, at 6:30 p.m., the City Council of the City of Hurst, Texas, convened in Regular Meeting at City Hall, 1505 Precinct Line Road, Hurst, Texas, with the following members present:

Richard Ward	)	Mayor
Larry Kitchens	)	Mayor Pro Tem
Bill McLendon	)	Councilmembers
Henry Wilson)	
Nancy Welton)	
David Booe)	
Trasa Cobern)	
Clay Caruthers	)	City Manager
John Boyle	)	City Attorney
Allan Heindel	)	Deputy City Manager
Rita Frick	)	City Secretary
Greg Dickens	)	Executive Director of Public Works
Clayton Fulton	)	Executive Director of Fiscal and Strategic Services
Steve Bowden	)	Executive Director of Development
Malaika Marion Farmer	)	Executive Director of Administrative Services
Michelle Lazo	)	Managing Director of Development
Stephen Moore	)	Police Chief
Steven Neikamp	)	Assistant Police Chief
Mark Schwobel	)	Police Lieutenant
Billy Keadle	)	Police Lieutenant
Duane Hengst	)	City Engineer

With the following Councilmembers absent: none, constituting a quorum; at which time, the following business was transacted:

The meeting was called to order at 6:30 p.m.

Councilmember Booe gave the Invocation.

The Pledge of Allegiance was given.

PRESENTATION(S)

1. Presentation by WS365 NRH Water Safety Co-Founder and Co-Chairman Vanessa Copeland regarding their drowning prevention program. Mayor Ward recognized Vanessa and Robert Copeland who provided an overview of the Water Safety 365 Program. They explained the program was started after a friend's son drowned in his home swimming pool and they saw the need for drowning prevention education. Mr. and Mrs. Copeland noted Texas leads the nation in accidental child pool drownings, drowning is the leading cause of death in children under 4, and most drowning deaths happen in the

family pool. Ms. Copeland reviewed the North Richland Hills program model and requested the City of Hurst consider a similar program. Mayor and Councilmembers discussed the importance of the program and stated staff would contact them to explore potential options.

CONSENT AGENDA

2. Considered approval of the minutes for the November 8, 2016 City Council meetings.
3. Considered Ordinance 2343, second reading, to provide City of Hurst Texas Municipal Retirement System (TMRS) service retirees with a COLA.
4. Considered Ordinance 2344, second reading, concerning changes to school speed limit zone times in the City of Hurst.
5. Considered Ordinance 2345, second reading, accepting the conveyance of a remnant parcel of land described as Lot 1, Block 7, Oakwood Park East Addition, from the Scott R. Davidson Estate, and authorizing the conveyance of subject tract to Jacqi Powell, the owner of the contiguous property known as Lot 2, Block 7, Oakwood Park East.
6. Considered Ordinance 2346, second reading, to consider Z-16-04 Sandstone Cove, a zoning change from R-1 to R1-PD with a concept plan for Lot A and B, Block 11, Wintergreen Acres and Tract 4B John H. Duncan Survey, being 10.42 acres located at 600 Heneretta and 600 Taylor Court.
7. Considered Ordinance 2347, second reading, amending Chapter 5 and Chapter 8 of the Hurst Code of Ordinances, pertaining to Building and Fire regulations adopting the 2015 International Codes and the 2014 National Electrical Code.
8. Considered Ordinance 2348, second reading, clarifying when inspection of rental units are required.
9. Considered authorizing the city manager to enter into a purchase agreement with GT Distributors and Precision Delta Corporation to purchase ammunition for the police department.
10. Considered authorizing the city manager to proceed with the Hurst Community Park Ball Field Lighting Project.
11. Considered authorizing the city manager to enter into an annual contract, with TruGreen, for chemical applications throughout the City, with an option to renew for three additional twelve month periods.

Councilmember Wilson moved to pass the consent agenda. Motion seconded by Councilmember Booe. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Cobern, Wilson and Welton
No: None

PUBLIC HEARING(S) AND RELATED ITEM(S)

12. Conducted a public hearing to consider SUP-16-08 Virtuoso Tattoo, a Special Use Permit to operate a tattoo studio for Lot 2, Block 3A, North East Mall Addition, being 3.83 acres located at 963 Melbourne Road.

Mayor Ward announced a public hearing to consider SUP-16-08 Virtuoso Tattoo, a Special Use Permit to operate a tattoo studio for Lot 2, Block 3A, North East Mall Addition, being 3.83 acres located at 963 Melbourne Road, and recognized Mitchell DeSouza, owner/operator of Virtuoso Tattoo Gallery who stated his business has been established in the City of Hurst for 5 years and his goal is to change the stigma on tattoos and artists. He explained his desire to move to a better maintained and nicer location to have an upscale formal gallery.

There being no else to speak, Mayor Ward closed the public hearing.

In response to Councilmembers' questions, Mr. DeSouza stated his hours will be Monday through Friday, noon to 10:00 p.m., and noon to midnight Friday and Saturday. He stated he has considered other locations, but believes in the community and wants to remain in Hurst. He stated he was the first studio to bring disposal tattooing to Texas, and he has very high end clientele. Mr. DeSouza stated tattooing is a respected fine art business. He stated the gallery would include approximately thirty percent paintings and seventy percent tattoos.

Councilmembers discussed the pros and cons to the proposed Special Use Permit. Pros included the business is currently located within the City and a good business if ran professionally. Cons included not being the right type of business next to Northeast Mall, the need to stay focused on the Transforming Hurst project, and possible congregating outside the business.

13. Considered Ordinance 2349 to consider SUP-16-08 Virtuoso Tattoo, a Special Use Permit to operate a tattoo studio for Lot 2, Block 3A, North East Mall Addition, being 3.83 acres located at 963 Melbourne Road.

Councilmember Wilson moved to pass SUP-16-08 for Lot 2, Block 3A, North East Mall Addition, being 3.83 acres located at 963 Melbourne Road and Ordinance 2349. Motion seconded by Councilmember Welton. Motion failed by the following vote:

Ayes: Councilmembers, Cobern, Wilson and Welton
No: Mayor Ward and Councilmembers McLendon, Booe, Kitchens

ACTION ITEM(S)

14. Considered authorizing the city manager to enter into a Professional Facilitation Agreement with The Management Connection.

Mayor Ward recognized City Manager Clay Caruthers who reviewed the professional facilitation services provided by the The Management Connection and the vital part the firm plays in conducting the Employee Conference, hiring process, strategic planning process and leadership development. He stated staff strongly recommends approval of the proposed agreement.

Councilmembers commented that Joe Gonzalez has been a wonderful asset for the City.

Councilmember McLendon moved to authorize the city manager to enter into a Professional Facilitation Services Agreement with The Management Connection, in an amount of \$47,000, a 10% contingency, and reimbursement for all travel with (2) one-year extensions. Motion seconded by Councilmember Welton. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Cobern, Wilson and Welton

No: None

15. Considered authorizing the city manager to enter into a contract with McClendon Construction Co., Inc., for West Pipeline Road, Phase 2, from Precinct Line Road to Lorean Branch Bridge.

Mayor Ward recognized Director of Public Works Greg Dickens who reviewed the proposed contract for construction of Pipeline Road from Precinct Line Road to Lorean Branch Bridge. He explained this is the second phase of a multi-phase project and fifty percent of funding is from Tarrant County. He stated McClendon Construction Co., Inc., is the low bidder and they have previously worked in Hurst. Mr. Dickens reviewed references and stated sufficient funding is available for the project. In response to Councilmembers' questions, Mr. Dickens stated he anticipates the project will start in the middle of January and take approximately 18 months. Both sides of the road will be widened approximately seven feet.

Councilmember Wilson moved to authorize the city manager to enter into a contract with McClendon Construction Company, Inc., for the improvements to West Pipeline Road, Phase 2, in the amount of \$4,196,469.07, with a contingency of \$200,000.00, for a total of \$4,396,469.07. Motion seconded by Councilmember Cobern. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Cobern, Wilson and Welton

No: None

16. Considered authorizing the city manager to enter into an engineering services contract with Espey Consultants, Inc., dba RPS, for design of the Valley View Branch Sanitary Sewer Interceptor Replacement from State Highway 10 to Redbud Drive.

Mayor Ward recognized Director of Public Works Greg Dickens who reviewed the proposed engineering services contract for the design of the Valley View Branch Sanitary Sewer Interceptor Project. He reviewed the project map and stated the outfall wastewater pipe is under capacity along the section from State Highway 10 to Redbud Drive. He

reviewed the proposed project to increase the pipe to approximately 24 or 28 inch diameter to avoid possible future overflows. He reviewed the estimated construction cost of \$1,352,000.00, and stated part of the construction is pipe bursting, which is approximately \$700,000.00. Mr. Dickens stated Espey Consultants has past experience with applying for and receiving approval of Clean Water State Revolving Fund (CWSRF) loans with Green Project Reserve classification, which provides for 15% grant funding through the Texas Water Development Board (TWDB). He explained CWSRF loans come with a lower interest rate than the open market and, coupled with the 15% grant, should reduce the overall cost to the City for the construction. Mr. Dickens reviewed funding and grant approval requirements. In response to Councilmembers' questions, Mr. Dickens stated he did not believe public meetings are required, but staff will definitely inform property owners of the project. He stated staff plans to approach the City of Bedford regarding a contribution to the project. Mr. Dickens explained how the pipe bursting is accomplished, including the connections to the larger line.

Councilmember Booe moved to authorize the city manager to enter into a contract with Espey Consultants, Inc., dba RPS, for design of the Valley View Branch Sanitary Sewer Interceptor Replacement, from State Highway 10 to Redbud Drive, in an amount not to exceed \$221,874.00. Motion seconded by Councilmember Cobern. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Cobern, Wilson and Welton
No: None

17. Considered authorizing the city manager to enter into a purchase agreement with Security Pro USA and Red the Uniform Tailor for enhanced body armor kits.

Mayor Ward recognized Police Lieutenant Mark Schowbel who presented the enhanced body armor kits, modeled by Boy Scouts, and stated staff evaluated several types of body armor kits and selected the Security Pro USA quote. He stated the bundle price for 100 units is \$575 each for a total of \$57,500. He stated a quote of \$4,455.00 was also received from Red the Uniform Tailor for the accompanying POLICE Velcro panels and O.D Green plate carriers for use by the Hurst NETCAST Regional Tactical Team.

Councilmember McLendon moved to authorize the city manager to enter into a Purchase Agreement with Security Pro USA and Red the Uniform Tailor for 100 enhanced body armor kits, for \$61,955. Motion seconded by Councilmember Kitchens. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Cobern, Wilson and Welton
No: None

18. Considered authorizing the city manager to enter into a purchase agreement with Watchguard for the purchase of 61 Body Worn Cameras and supporting equipment.

Mayor Ward recognized Police Lieutenant Billy Keadle who reviewed the proposed Purchase Agreement with Watchguard for Body Worn Cameras and showed video clips of the cameras being tested by Hurst Officers. He presented the current in-car video clips

and the different view point of the video when worn by an officer. Lieutenant Keadle reviewed benefits of the cameras, including improved evidence collection, enhanced transparency, enhanced officer performance, and assistance with investigating complaints. Reviewed were policies regarding camera operation, storage and retention plans. Lt. Keadle stated the total cost is \$158,650.00, with a three year warranty on the cameras. In response to Councilmembers' questions, Lt. Keadle stated the in-car cameras will stay the same and reviewed the battery life of the body camera. He stated, depending on the type of case, evidence would be copied to a disc, if necessary. He also stated the camera location can be adjusted for comfort to accommodate a seat belt.

Councilmember Welton moved to authorize the city manager to enter into a Purchase Agreement with Watchguard, for the purchase of 61 body worn cameras and supporting equipment, in the amount of \$144,230 plus 10% contingency, for a total cost of \$158,650. Motion seconded by Councilmember Kitchens. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Cobern, Wilson and Welton
No: None

19. Considered authorizing the city manager to enter into a contract for water and waste water utility rate analysis and design including a multi-year financial plan.

Mayor Ward recognized Executive Director of Fiscal and Strategic Services Clayton Fulton who reviewed the proposed contract for water and waste water utility rate analysis, including a multi-year financial plan. Mr. Fulton reviewed the proposals received ranging from \$15,000 to \$87,000, and staff's recommendation to award the contract to CityBase.net, Inc., Lewis McLain, for an amount not to exceed \$24,950.

Councilmember McLendon moved to authorize the city manager to enter into the contracts for the CityBase.net Inc. to conduct a water and waste water utility rate analysis and design, including a multi-year financial plan, for an amount not to exceed \$24,950. Motion seconded by Councilmember Welton. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Cobern, Wilson and Welton
No: None

20. Considered authorizing the city manager to enter into the fitness equipment lease, with Marathon Fitness, for the Hurst Recreation Center and Senior Activity Center.

Mayor Ward recognized Deputy City Manager Allan Heindel who reviewed the proposed fitness equipment lease for the Hurst Recreation Center and Senior Activity Center comparing the benefits of the lease to the current purchase method. He explained this will allow the fitness centers to dramatically impact the guest experience by offering brand new, state-of-the-art cardio equipment in 2017. He stated the items will be leased below the MSRP the City would be charged, if purchased individually over time, and the lease option eliminated the need for an initial cash outlay of approximately \$200,000. In response to Councilmembers' questions, Mr. Heindel stated the biggest savings is the opportunity cost, and City Manager Caruthers noted the out of pocket is less than if

purchased out right.

Councilmember Wilson moved to authorize the city manager to enter into the fitness equipment lease, with Marathon Fitness, for the Hurst Recreation Center and Senior Activity Center. Motion seconded by Councilmember Cobern. Motion prevailed by the following vote:

Ayes: Councilmembers McLendon, Booe, Kitchens, Cobern, Wilson and Welton

No: None

OTHER BUSINESS

21. City Council reviewed of the following advisory board meeting minutes:
 - Library Board
 - Parks and Recreation Board
 - Hurst Senior Citizens Advisory Board
22. Review of upcoming calendar items – City Manager Caruthers reviewed upcoming calendar items including City Council meeting cancellations and city hall closings during the holidays.
23. City Council Reports – Councilmembers commented on how nice the Christmas Tree Lighting was this year.

PUBLIC INVITED TO BE HEARD – A REQUEST TO APPEAR CARD MUST BE COMPLETED AND RETURNED TO THE CITY SECRETARY TO BE RECOGNIZED

Mayor Ward recognized Steve Skidmore, who requested the Council consider updating the Animal Control Ordinance to allow people, with smaller lots, to have chickens. He explained the health benefits of having chickens. Mayor Ward explained that since this is not an agenda item, the Council could not enter into discussion on the matter and stated staff will contact Mr. Skidmore.

EXECUTIVE SESSION in Compliance With the Provisions of the Texas Open Meetings Law, Authorized by Government Code, Section 551.074, Personnel - (Evaluation of City Council Appointees) and to reconvene in Open Session at the conclusion of the Executive Session

Mayor Ward recessed the meeting at 8:20 p.m. to Executive Session in compliance with the provisions of the Texas Open Meetings Law, authorized by Government Code, Section 551.074, Personnel - (Evaluation of City Council Appointees) and reconvened Open Session at 8:37 p.m.

24. Consider and take any and all action ensuing from Executive Session. No action was taken.

ADJOURNMENT


The meeting adjourned at 8:40 p.m.

APPROVED this the 10th day of January 2017.

ATTEST:


Rita L. Frick, City Secretary

APPROVED:


Richard Ward, Mayor